

**A RESOLUTION TO PROVIDE SEWER
SERVICES OUTSIDE OF THE LEBANON
CITY LIMITS**

Resolution Number 18
for 2001

WHEREAS, the Lebanon Municipal Code provides that water and sewer service may not be extended to persons or properties which are located outside of the city limits without the permission of the city council by resolution; and

WHEREAS, the Lebanon Municipal Code provides that the city council may only grant sewer service outside the city under certain circumstances: and

WHEREAS, the Lebanon Community School District has requested that sewer service be extended outside of the city limits to provide service to the Seven Oak Middle School because the septic system at that location is in need of considerable repair or is failing; and

WHEREAS, the Lebanon Community School District has agreed to annex the real property upon which the Seven Oak Middle School is located within one year from the time that the said real property boundary is contiguous with the Lebanon City Limits as those may hereafter be extended;

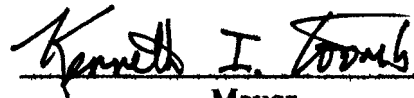
NOW, THEREFORE, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. The city council hereby grants, pursuant to the provisions of Lebanon Municipal Code Section 13.04.240, that sewer service shall be extended beyond the city limits for the purpose of providing such service to the Seven Oak Middle School located at 550 Cascade Drive, Lebanon, Linn County, Oregon because of the failure of the septic system at said location, or imminent failure of said septic system, for the following reasons and based upon the following findings of fact:

- A. The provision of sewer service outside of the city limits is a temporary measure to alleviate a health hazard, or a potential health hazard, as the location for said service is within approximately 435 feet of the existing city limits which can be expected to expand to the location in the future. Said location, while outside of the city limits, is within the Lebanon Urban Growth Boundary. The provision of sewer service is the most cost effective method of alleviating said health hazard, and is in the best interest for the health, safety and welfare for the citizens of Lebanon and those citizens resided within the Lebanon Urban Growth Boundary.
- B. The Lebanon Community School District is a commercial customer, within the terms of the Municipal Code, which is a significant benefit to the economy of the city. The Lebanon Community School District has additionally consented to the annexation of the real property within one year of such time as the Lebanon City Limits are contiguous with the real property.

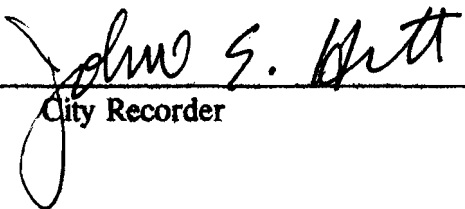
Section 2. The requested service outside of the city limits shall be processed according to such rules and regulations which exist for customers of the sewer system, with the normally imposed charges made for such service.

THIS RESOLUTION IS PASSED by the City Council for the City of Lebanon by a vote of 4 for and 0 against this 27 day of June, 2001.



Mayor

ATTEST:



City Recorder